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Re Applic of	Rama Divakaruni et al.
Docket No.	FIS920030421US1
Serial No.	10/708,530
Filing Date	3/10/04
Attorney	H. Daniel Schnurmann

Attached: Response to Restriction Requirement

PLEASE DELIVER TO: Quoc Hoang
EXAMINER: ART UNIT: 2818
CONFIRMATION NO.: 2529
PHONE NO:
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 6/21/05

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE	
In re application of: Rama Divakaruni, et al.	Date: June 21, 2005
Serial Number: 10/708,530	Examiner: Quoc Hoang
Filed: 12/17/04	Group Art Unit: 2818
Title: Method for Manufacturing Tungsten/Polysilicon Word Line Structure in Vertical DRAM and Device Manufactured Thereby	IBM Corporation D/18G, B/300, Zip 482 2070 Route 52 Hopewell Junction, NY 12533-6531

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner of Patents and Trademarks
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action dated June 13, 2005.

The Examiner in the aforementioned Office Action has required restriction under 35 U.S.C. 121, stating that the claims belong to:

GROUP I, Claims 12-20, drawn to an integrated circuit, and

GROUP II, Claims 1-11, drawn to a method of forming an integrated circuit

Applicants traverse the aforementioned Restriction Requirement for the following reasons:


Applicants submit that the claims as filed relate to a process of fabricating a Tungsten/Polysilicon Word Line structure in a memory array as well as to the actual structure manufactured thereof. The Restriction Requirement justifies the restriction by vaguely stating that "the process as claimed can be used to make other and materially different products", but the Office Action fails to list any such "other and materially different products".

Furthermore, Applicants recite both structure and method claims, wherein there is an almost one-to-one correspondence between the two sets of claims. Thus, Applicants submit that both Groups I and II being interrelated to such an extent, will clearly require only one search, and thus deem that they do not fit the criteria for restriction. Accordingly, it is believed that the restriction requirement should be withdrawn.

Notwithstanding the foregoing arguments, Applicants elect to prosecute the invention of GROUP II, consisting of Claims 1-11 drawn to the method, and withdraw from consideration the claims forming GROUP I, as being drawn to non-elected invention.

Applicants respectfully request that if the prosecution of Claims 1-11 is successfully completed, that the claims forming GROUP I, i.e., Claims 12-20, be rejoined to the claims allowed which form part of GROUP II, in accordance to MPEP § 821.04.

Respectfully submitted,
RAMA DIVAKARUNI, ET AL.

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